

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Telephonic Hearings

All parties and counsel, **including individuals not represented by counsel ("Pro Se Parties")** may appear telephonically. Represented parties wishing to participate in the hearing should call in with their counsel on a single telephone line. The dial-in information is provided below.

Teleconference Number: 1-888-684-8852

Access Code: 7389051#

Security Code: 5041#

The hearings will start at 9:30 a.m. Please connect by 9:15 a.m. When court is open the phone line will be locked.

UNTIL YOUR CASE IS CALLED, please activate the mute button, and do not place the call on hold as it causes a disruption on the phone line and in the courtroom.

Virtual Hearings via Microsoft Teams

All parties who intend to appear by Microsoft Teams (either by video or telephonically) should contact Ursula Hamilton at ursula_c_hamilton@ncwb.uscourts.gov to provide the email address for each of those attorneys (and witnesses, if any) requesting the needed link, codes and dial-in information. Parties who plan to speak should wear headphones, if available, to prevent feedback.

For questions regarding the above, please contact Judge Whitley's chambers by email whitley_hearings@ncwb.uscourts.gov or by phone (704) 350-7570.

**PLEASE SCROLL DOWN TO VIEW THE COURT CALENDAR
FOR FRIDAY, MAY 28, 2021**

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, MAY 28, 2021

Steven G. Tate, Trustee

9:30 a.m. (Telephonic Hearings)

- 1) 13 Jennifer Mitchell 16-40333 Hearing on Trustee's Motion to Dismiss Case (74)
SHEEK

- 2) 13 Ronald C. Lancaster 17-40150 Hearing on Debtors' Motion to Modify Confirmed Plan to Use Funds to Pay Off Plan Earlier Than the Originally Confirmed Time Frame of Sixty Months (38); Trustee's Response (39)
Teresa G. Lancaster
TAYLOR

- 3) 13 James A. Roberts, Jr. 18-40395 Hearing on Trustee's Motion to Dismiss Case (39)
JONAS

- 4) 13 Timothy B. Holman 20-40029 Hearing on Debtors' Motion to Modify Plan (60)
Olga D. Holman
CUMMINGS

- 5) 13 Marvin W. Nelon, Jr. 21-40084 Court Order for Debtor to Appear and Show Cause for Dismissal of Case (6/1)
WILLCOX

6) 13 Michael C. Tolley 20-40229 Continued hearing on Objection of J. P. Morgan Chase Bank, N.A. to Confirmation (26/2)

Continued hearing on Debtors' Objection to Claim [JP Morgan Chase Bank, N.A. Claim #16] (21); Trustee's Response (23); Response of J.P. Morgan Chase Bank, N.A. (27)

HAY
EDWARDS

7) 13 Gregory A. Freeman 19-40106 Hearing on Trustee's Motion to Dismiss Case (77)

FARMER

8) 13 Paul D. Anderson, Jr. 19-40278 9th continued hearing on Trustee's Motion to Dismiss Case (41)

FARMER

9) 13 James K. Bryant 21-40032 Hearing on Objection of Home Point Financial Corporation to Confirmation of Debtor's Chapter 13 Plan (15/6)

FARMER
REDMAN

10) 13 Debra S. Smith 13-40602 Continued hearing on Debtor's Motion for Contempt and for Sanctions [NewRez Mortgage doing business as PHH Mortgage Services] (67)

MCKEE

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|-----|----|--------------------------------------|----------|---|
| 11) | 13 | Kenneth D. Smith
Tracy W. Smith | 15-40517 | Hearing on Trustee's Motion for Entry of Discharge and Certification Regarding Plan Completion (55/54); Trustee's Response (57) |
| | | McKEE | | |
| | | ----- | | |
| 12) | 13 | Fachon N. Toms | 16-40162 | Hearing on Trustee's Motion to Deem Mortgage Loan Account Current (47); Response of Carrington Mortgage Services (48) |
| | | McKEE
VINING | | |
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| 13) | 13 | Michael S. Stevenson | 20-40036 | 3rd continued hearing on Trustee's Motion to Dismiss Case (25) |
| | | MCKEE | | |
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| 14) | 13 | Brenda H. Peterson | 18-40016 | Hearing on Debtor's Motion to Modify Plan (42); Trustee's Response (44) |
| | | PLANER | | |
| | | ----- | | |
| 15) | 13 | Melissa A. Dalton | 18-40080 | Continued hearing on Trustee's Motion to Dismiss Case (40)

Hearing on Debtor's Motion to Modify Plan (42); Trustee's Response (45) |
| | | PLANER | | |
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| 16) | 13 | Kenneth E. Ervin
Willie Mae Ervin | 19-40399 | Continued hearing on Trustee's Motion to Dismiss Case (43) |
| | | PLANER | | |
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| 17) | 13 | Anita M. Flynn | 21-40016 | Hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of the Chapter 13 Plan (13/3) |
| | | PLANER
JONAS | | |
| | | ----- | | |
| 18) | 13 | Lori A. Ross | 18-40065 | Hearing on Debtor's Motion to Approve Insurance Settlement and to Have Trustee Hold Remaining Funds to Make Final Chapter 13 Plan Payment (51); Trustee's Response (53) |
| | | W. S. GARDNER | | |
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| 19) | 13 | Todd W. Crisp | 18-40225 | Hearing on Trustee's Motion to Dismiss Case (67) |
| | | | | Hearing on Debtor's Motion to Modify Plan (69) |
| | | W. S. GARDNER | | |
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| 20) | 13 | Desiree L. Harris | 19-40466 | Continued hearing on Trustee's Motion to Dismiss Case or Modify Plan (44) |
| | | W. S. GARDNER | | |
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| 21) | 13 | Melissa D. Freeman | 16-40262 | Hearing on Trustee's Motion to Dismiss Case (24) |
| | | LUTZ | | |
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- 22) 13 David B. Melton 20-40183 Hearing on Trustee's Motion to Modify Plan and Set Liability of Debtors as to Claims (20); Debtors' Response (22)
- Hearing on Debtors' Objection to Proof of Claim [LVNV Funding LLC] (21); Debtors' Amendment to Objection (23); Trustee's Response (24)
- Hearing on Debtors' Motion for Authority to Sell Property and Modify Plan (25); Trustee's Response (26)
- LUTZ
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- 23) 13 Brenda P. Conard 20-40189 Hearing on Trustee's Motion to Dismiss Case (22)
- LUTZ
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- 24) 13 Helen B. Jackson 21-40000 Hearing on Trustee's Motion to Dismiss Case (16)
- Hearing on Motion of Credit Acceptance Corporation for Relief from the Automatic and Co-Debtor Stays (17); Debtor's Response (18)
- LUTZ
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- 25) 13 Angela J. Fowler 21-40004 Continued hearing on Objection of Bambi Watkins to Confirmation of Chapter 13 Plan (9/10/2)
- LUTZ
- W. S. GARDNER
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26) 12 Katherine M. Pfaff 12-40126 Hearing on Debtor's Motion to Turnover Funds and for Violations of Discharge Order [State of California Tax Board] (159/160)

W.S. GARDNER

27) 12 Jeffery L, Benfield 21-40009 4th continued hearing on Motion of PNC Bank, National Association to Dismiss Chapter 12 Bankruptcy or, in the Alternative, Relief from the Automatic Stay (6); Debtors' Response (20); Consent Order Granting in Part Motion to Dismiss Chapter 12 Bankruptcy or, in the Alternative, Relief from the Automatic Stay (38)

Hearing on Debtors' Motion for Order Approving Sale and Transfer of Real Property, Free and Clear of Liens, and for Order Directing Disbursements (32); Response of PNC Bank, National Association (34)

Hearing on Debtors' Motion for Extension of Time to File Plan (35)

JOHNSON
EDWARDS

10:30 a.m. (Telephonic Hearings)

28) 11 Debra H. Beam 16-40485 Continued status hearing regarding
Order in Aid of Consummation
(277/268)

JOHNSON

29) Adv HMBC Inc. d/b/a 20-04002 Pretrial Conference (41)
American Restoration Ch. 7
v. 20-40080
Lawrence E. Wyatt and
Mandy T. Wyatt

W. S. GARDNER
PRO SE
PRO SE

30) Adv Jimmy R. Summerlin, Jr., 21-4002 Hearing on Plaintiff's Motion to
Chapter 7 Trustee Ch. 7 Approve Compromise and Settlement
v. 20-40178 (12)
Michael J. Devere and
Debbie S. Devere

SUMMERLIN
PRO SE
PRO SE

11:00 a.m. (Virtual Hearing via Microsoft Teams)

31) 13 Anthony K. Maness 20-40177 Continued hearing on Objection of
Gina B. Maness RNS Servicing, LLC to Chapter 13 Plan
(35/21)

W. S. GARDNER
WINFREE
